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**FEB 28 2005**

Attorney's Docket 051241-0290458  
Client Reference: 1778PCT/PJW/AML

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of:  
ANTHONY RICHARD BIRD ET AL.

Confirmation No: 9888

Application No.: 10/019,236

Group Art Unit: 1615

Filed: April 11, 2002

Examiner: Isis GHALI

Title: NASOGASTRIC ENTERAL FORMULATIONS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATION OF FACSIMILE TRANSMISSION**  
**UNDER 37 C.F.R. §1.8**

I hereby certify that the following papers, consisting of 21 pages including this cover sheet, are being facsimile transmitted to the Patent and Trademark Office at (703) 872-9306 on the date shown below:

Amendment/Response Transmittal (with extension petition)  
Second Amendment under 37 CFR 1.111

PILLSBURY WINTHROP LLP



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(Certification of Facsimile Transmission--page 1)

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## AMENDMENT/RESPONSE TRANSMITTAL

Transmitted herewith is an amendment/response for this application.

### EXTENSION OF TIME

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicants petition for a 1 month extension of time under 37 C.F.R. 1.136.

### FEES

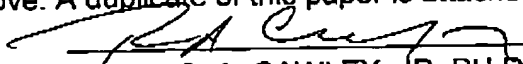
The fee for claims and extension of time (37 C.F.R. 1.16 and 1.17) has been calculated as shown below:

|   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT | HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA | RATE      | ADDIT.<br>FEE |
|---|---|---------------------------------------|------------------|-----------|---------------|
| TOTAL                                     | 61  | - 63                                  | = 0 x            | \$ 50.00  | = \$ 0.00     |
| INDEP.                                    | 2   | - 3                                   | = 0 x            | \$ 200.00 | = \$ 0.00     |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |                                       | + \$             | 360.00    | = \$ 0.00     |
| TOTAL ADDITIONAL CLAIM FEE                |   |                                       |                  |           | \$ 0.00       |
| EXTENSION OF TIME FEE                     |   |                                       |                  |           | \$ 110.00     |
| GRAND TOTAL                               |   |                                       |                  |           | \$ 110.00     |

### FEE PAYMENT

Authorization is hereby made to charge the amount of \$110.00 to Deposit Account No. 033975. Charge any additional fees required by this paper or credit any overpayment in the manner authorized above. A duplicate of this paper is attached.

Date: February 28, 2005  
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Examiner: Isis Ghali

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February 28, 2005

**AMENDMENT PURSUANT TO 37 C.F.R. §1.111**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to an official action dated October 29, 2004, wherein the pending claims were rejected under 35 U.S.C. 112, second paragraph and the judicially created doctrine of obviousness double patenting. The applicants respectfully traverse in view of the following amendment and remarks.